DM-10/2003

ATTORNEY DOCKET NO.: RSZ-4

Examiner: C. RODRIGUEZ

Confirmation No.: 2590

Art Unit: 3763

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Filed: MARCH 2, 2004

b.[]

this statement.

Serial No.:

ROBERT G. SCHINAZI ET AL.

10/791,682

		Deposit Account: 04-1403 TRICTOR DEVICE APPARATUS Customer No.: 22827	
U.S. P Post C Alexai	office Bo ndria, V	demark Office	
	llowing and 1.98	Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.	56
1.[x]	Attach	ereto is:	
	a.[x]	ist citing two items for consideration per Rule 98(a)(1): page(s)	
	b.[]	egible copy of each patent, publication, or other item listed per Rule 98(1)(2), unless not required per R and/or as indicated on the attached list(s): _ item(s)	.ul
	c.[]	r each <u>non-English language</u> item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevant reof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about atent of such items:	
		Such explanation is provided in the Search Report from a corresponding application enclosed herewith ng with any enclosed translation into English.	
2.[X]	This I	nation Disclosure Statement is being filed [CHECK ONE]:	
	a.[]	THIN THREE MONTHS of the application filing date, national stage date of entry, or along with or er a request for continued examination, <u>OR BEFORE</u> the mailing date of a first Office Action on the rits, which ever event occurs last, <u>WHEREFORE</u> per Rule 97(b) NO filing fee or Rule 97(e) certificate equired.	
	b.[X]	TER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance <u>OR</u> an ion that otherwise closes prosecution, <u>WHEREFORE</u> PER Rule 97(c) submitted herewith is [CHECK IE]:	
		Certification per Rule 97(e); <u>OR</u>	
		K] Filing Fee per Rule 17(p)	
	c.[]	TER a Final Action <u>OR</u> Notice of Allowance, but BEFORE payment of the issue fee, <u>WHEREFORE</u> pole 97(d) submitted herewith is:	er
		Certification per Rule 97(e); AND	
		Filing fee per Rule 17(p)	
3.[]	Rule 9	Certification; per Rule 97(e), the undersigned certifying party make the following certification statement NE]:	ıt
	a.[]	at each item of information contained in this Information Disclosure Statement was first cited in a numunication from a foreign patent office in a counterpart foreign application not more than three month or to the filing of this statement; <u>OR</u>	ıS

That no item of information contained in this Information Disclosure Statement was cited in a foreign patent

office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of

		CERTIFYING PARTY (if different from b made by signer per signature below).	ottom signature; omission here indicates that certification is being
		Name:	Signature:
		Address:	Date:
4.[x]	authori herewi now or overpa	rized hereafter, or any fees in addition to the f ith or concerning any paper filed hereafter, ar r hereafter relative to this application and the	Commissioner is hereby authorized to charge any fee specifically fee(s) filed, or asserted to be filed, or which should have been filed and which may be required under Rules 16-18 (deficiency only) resulting official document under Rule 20, or credit any ding hereof for which purpose a duplicate copy of this sheet is of the issue fee in this case.
5.[x]		IFICATE OF MAILING: This Information IPLETE ONE]:	Disclosure Statement is being filed pursuant to [CHECK AND
	a.[x]	First Class Mail Certificate of Mailing under	er Rule 8:
		I hereby certify that this correspondence an the United States Postal Service as first class	d any referenced attachment and/or fee are being deposited with ss mail in an envelope addressed to the:
		Commissioner for Patents U.S. Patent and Trademark Office Post Office Box 1450	~
		Alexandria, VA 22313-1450 OnJUNE 1, 2006	
		JACQUELINE M. LEONARD	
	,	(Typed/printed name of person mailing pap	er or fee)
		(Signature of person mailing paper or fee)	
	b.[]	"Express Mail" Certificate under Rule 10:	
		"Express Mail" – Label No Date of Deposit	
			nments and any fee are being deposited with the U.S. Postal essee" service under 37 CFR 1.10 on the date indicated above and
		Commissioner for Patents	
		U.S. Patent and Trademark Office	
		Post Office Box 1450 Alexandria, VA 22313-1450.	
		(Typed/printed name of person mailing pap	er or fee)
		(Signature of person mailing paper or fee)	
ADDR	ESS:		DORITY & MANNING, ATTORNEYS AT LAW, P.A.
	ffice Box		,
	•	29602 USA lo.: 22827	By:JAMES M. BAGARAZZI
Teleph	one: 864	4-271-1592	2). JIMADO III. DI KOIMADDI
Facsim	ile: 864	4-233-7342	Reg. No: 29,609
			Signature: James M. Daysragn.

DM-10/2003 Sheet 1 of 1 Serial Number: Attorney Docket Number: 10/791,682 rmation Disclosure Statement List RSZ-4 By Applicant(s) Applicant: Under 37 CFR Section 1.98(a) (1) ROBERT G. SCHINAZI ET AL. (Use several sheets if necessary) Filing Date: 3/2/04 Group Art Unit: 3763 Confirmation No: 2590

NOTE:

If no indication is made in the column marked "COPY NOTE," the required legible copy of the corresponding item is submitted herewith; otherwise, a copy is not required and/or not submitted, for the following reason(s) [corresponding reason number is listed in "COPY NOTE" column]"

- This item is cumulative, per Rule 98(c)
- (1) (2) A copy of this item was previously cited by or submitted to the U.S. Patent and Trademark Office in:

USSN 10/909,752, filed 8/2/04, or USSN , filed

Relied on under 35 U.S.C. Section 120, per Rule 98(d)

- Both reasons (1) and (2) apply
- (3) (4) No legible complete copy is possessed, in custody of controlled, or readily
- (5) Per the U.S. Patent and Trademark Office's waiver of Rule 98(a)(2)(i), the item is a U.S. patent or patent application publication, and the present application was filed after June 30, 2003.

U.S. PATENT DO	U.S. PATENT DOCUMENTS											
EXAMINER INITIALS	PATENTEE NAME	PA	TENT	NUM	IBER		ISSUE DATE	COPY NOTE				
	BRON	4	7	9	6	6	6	0	1/10/89	2		
	BELLIN ET AL.	4	5	8	9	8	7	2	5/20/86	2		

U.S. PATENT APPLICATION PUBLICATIONS												
EXAMINER INITIALS	APPLICANT'S NAME	PUBLICATION NUMBER	PUBLICATION DATE	COPY NOTE								

FOREIGN PATENT DOCUMENTS														
EXAMINER INITIALS	COUNTRY	DOCUMENT NUMBER					PUBLICATION TRANSLATION DATE			ON	COPY NOTE			
											YES	NO	N/A	

*"NO" means that no copy of an English language translation is within the possession, custody, or control of, or is readily available to any individual designated in Rule 56(c).

EXAMINER	COPY								
INITIALS	INITIALS Specify author (if any), Title, Pertinent Pages, Date & Place of Publication								
EXAMINER DATE CONSIDERED									
Examiner: initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.									